

**PATENT ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	ASSIGNMENT
<b>CONVEYING PARTY DATA</b>	
<b>Name</b>	<b>Execution Date</b>
International Paper Company	01/31/2007

<b>RECEIVING PARTY DATA</b>	
<b>Name:</b>	Evergreen Packaging Inc.
<b>Street Address:</b>	6410 Poplar Avenue
<b>Internal Address:</b>	Suite 510
<b>City:</b>	Memphis
<b>State/Country:</b>	TENNESSEE
<b>Postal Code:</b>	38119

**PROPERTY NUMBERS Total: 66**

Property Type	Number
Patent Number:	D475630
Patent Number:	D513991
Patent Number:	D483272
Patent Number:	6918533
Patent Number:	D503343
Patent Number:	5712006
Patent Number:	6110548
Patent Number:	6534139
Patent Number:	6689314
Patent Number:	6582808
Patent Number:	6354467
Patent Number:	6579390
Patent Number:	4789575
Patent Number:	4802943

**CH \$2640.00 D475630**

Patent Number:	RE33376
Patent Number:	6390342
Patent Number:	4732275
Patent Number:	4806399
Patent Number:	4940612
Patent Number:	4888222
Patent Number:	4921733
Patent Number:	4880701
Patent Number:	5012959
Patent Number:	4981739
Patent Number:	4929476
Patent Number:	4983431
Patent Number:	5060804
Patent Number:	5152438
Patent Number:	5156295
Patent Number:	5181444
Patent Number:	5110040
Patent Number:	5178263
Patent Number:	5810243
Patent Number:	5711475
Patent Number:	5916080
Patent Number:	5693373
Patent Number:	6358576
Patent Number:	5975158
Patent Number:	6169044
Patent Number:	5960992
Application Number:	11363879
Application Number:	11059233
Application Number:	10947508
Application Number:	11109520
Application Number:	11302867
Application Number:	11302760
Application Number:	11302841
Application Number:	11304832
Application Number:	11302828

Application Number:	10428147
Application Number:	10391714
Application Number:	10647955
Application Number:	10288841
Application Number:	10804933
Application Number:	10848207
Application Number:	10892961
Application Number:	11452141
Application Number:	11348794
Application Number:	90003408
Patent Number:	6637749
Patent Number:	6669614
Patent Number:	6837029
Patent Number:	6609355
Patent Number:	5482204
Patent Number:	5588943
Patent Number:	5683339

**CORRESPONDENCE DATA**

Fax Number: (212)909-6836  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
Phone: 212-909-6000  
Email: trademarks@debevoise.com  
Correspondent Name: Dagmar Schwartz, Esq.  
Address Line 1: 919 Third Avenue  
Address Line 2: Debevoise & Plimpton LLP  
Address Line 4: New York, NEW YORK 10022

ATTORNEY DOCKET NUMBER:	23091-1002
NAME OF SUBMITTER:	Dagmar Schwartz, Esq.

Total Attachments: 13  
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## U.S. PATENT ASSIGNMENT

This U.S. PATENT ASSIGNMENT (this "**Patent Assignment**") is made this 31st day of January, 2007, by and between International Paper Company, a corporation organized under the laws of the State of New York, with a principal place of business at 6400 Poplar Avenue, Memphis, Tennessee 38197 ("**Assignor**") and Evergreen Packaging Inc., a Delaware corporation organized under the laws of the State of Delaware ("**Assignee**").

## WITNESSETH:

**WHEREAS**, Assignor, Assignee and Carter Holt Harvey Limited are parties to that certain Purchase Agreement, dated as of December 14, 2006 (the "**Purchase Agreement**");

**WHEREAS**, pursuant to the Purchase Agreement, Assignor agreed to assign to Assignee all of Assignor's right, title and interest in and to the patents, patent applications, and patent disclosures listed on Schedule A together with the inventions therein and all divisions, reissuances, continuations, continuations-in-part, revisions, extensions, and reexaminations thereof (collectively, the "**Transferred Patents**"), and

**WHEREAS**, Assignee and Assignor are desirous of executing an instrument of assignment for recordation with the United States Patent and Trademark Office.

**NOW THEREFORE**, in consideration of the Purchase Agreement and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged:

1. Definitions. For purposes of this Patent Assignment, capitalized terms shall have the meaning set forth in the body of this Patent Assignment or the Purchase Agreement.
2. Assignment. Subject to the terms and conditions of the Purchase Agreement, Assignor hereby sells, conveys, assigns, transfers and delivers to Assignee, and Assignee hereby purchases, acquires and accepts from Assignor, all of the right, title and interest of Assignor in and to the Transferred Patents, including without limitation (i) all of the Assignor's rights to apply for registration in foreign countries with full benefit of such priority as may now or hereafter be granted to it by law, treaty or other international convention; and (ii) all rights, interests, claims and damages recoverable in law or equity that Assignor has or may have arising out of or related to any infringements, dilutions, or misappropriations of any of the Transferred Patents (including without limitation the right to compromise, sue for and collect such profits and damages) in accordance with the terms of the Purchase Agreement; all of the foregoing to be held by Assignee in accordance with the terms of the Purchase Agreement.
3. Further Assurances. Assignor agrees that Assignor shall, and shall cause its affiliates to, execute and deliver such further reasonable and necessary documents and take

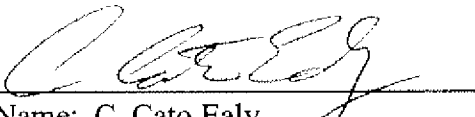
such other reasonable and necessary actions, at Assignee's cost, as Assignee may reasonably request to effectuate this Patent Assignment.

4. No Third Party Beneficiaries. Nothing in this Agreement, express or implied, is intended to or shall confer upon any other person or persons (including, without limitation, any employee or collective bargaining representatives thereof) any rights, benefits or remedies of any nature whatsoever under or by reason of this Patent Assignment.
5. Binding Effect. This Patent Assignment shall be binding upon and inure solely to the benefit of the parties hereto and their respective successors (whether by operation of law or otherwise) and assigns.
6. Conflicts. In the event of a conflict between this Patent Assignment and the Purchase Agreement, the terms of the Purchase Agreement shall control.
7. Governing Law. This Patent Assignment, including all matters of construction, validity and performance, shall be governed by and construed in accordance with the laws of the State of New York without regard to the principles of conflicts or choice of laws or any other law that would make the laws of any other jurisdiction other than the State of New York applicable hereto.
8. Counterparts. This Patent Assignment may be executed and delivered (including by facsimile transmission) simultaneously in counterparts, each of which when executed will be deemed an original but all of which together will constitute one and the same instrument.

[Signature Pages Follow]

IN WITNESS WHEREOF, the parties hereto have caused this Patent Assignment to be executed as of the date first written above by their respective officers thereunto duly authorized.

INTERNATIONAL PAPER COMPANY

By:   
Name: C. Cato Ealy  
Title: Senior Vice President

Agreed and Acknowledged:

EVERGREEN PACKAGING INC.

By: \_\_\_\_\_  
Name: Helen Golding  
Title: Assistant Secretary

STATE OF TENNESSEE    )  
  ):        ss.:  
COUNTY OF SHELBY    )

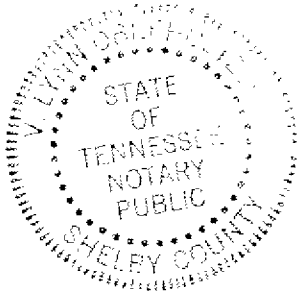
On this 26<sup>th</sup> day of January, 2007, before me personally appeared C. Cato Ealy, known to me, who being duly sworn, did depose and say that the foregoing Patent Assignment was made for purposes and considerations so stated, and that he was authorized to act on behalf of International Paper Company in entering into such Patent Assignment.

*V. Lynn Oberholzer*

Notary Public:

My commission expires:

**My Commission Expires August 25, 2009**





IN WITNESS WHEREOF, the parties hereto have caused this Patent Assignment to be executed as of the date first written above by their respective officers thereunto duly authorized.

INTERNATIONAL PAPER COMPANY

By: \_\_\_\_\_  
Name: C. Cato Ealy  
Title: Senior Vice President

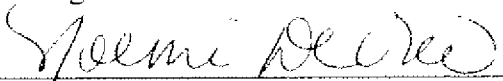
Agreed and Acknowledged:

EVERGREEN PACKAGING INC.

By:   
Name: Helen Golding  
Title: Assistant Secretary

STATE OF NEW YORK    )  
                                  :            ss.:  
COUNTY OF NEW YORK )

On this 31<sup>st</sup> day of January, 2007, before me personally appeared Helen Golding, known to me, who being duly sworn, did depose and say that the foregoing Patent Assignment was made for purposes and considerations so stated, and that she was authorized to act on behalf of Evergreen Packaging Inc. in entering into such Patent Assignment.

  
\_\_\_\_\_

Notary Public:

My commission expires:

**NOEMI DELEO**  
Notary Public, State of New York  
No. 01DE6153644  
Qualified in New York County  
Commission Expires Oct. 10, 2010

## SCHEDULE A

### TRANSFERRED PATENTS Evergreen Patent Applications

Division:EVGEVERGREEN

Case Number/Subcase Case Type	Country	Application Number/Date	Status Publication Date
027652/ PRI	United States of America	11/363879 28-Feb-2006	Pending
<i>Title:</i> PRESSURE PAD FOR CLOSING BOTTOM OF CARTON			
029304/ PRI	United States of America	11/059233 16-Feb-2005	Published 17-Aug-2006
<i>Title:</i> CONTAINER GUIDE FOR A CONTAINER FILLING APPARATUS			
029980/ PRI	United States of America	10/947508 22-Sep-2004	Published 23-Mar-2006
<i>Title:</i> SOLID LUBRICATION OF ROD END BEARINGS			
031266/ PRI	United States of America	11/109520 19-Apr-2005	Published 26-Oct-2006
<i>Title:</i> FLUID DISCHARGE NOZZLE			
035861/ PRI	United States of America	11/302867 14-Dec-2005	Pending
<i>Title:</i> BUTTON DIAPHRAGM PISTON PUMP			
035916/ PRI	United States of America	11/302760 14-Dec-2005	Pending
<i>Title:</i> CARTON BOTTOM SEALER APPARATUS AND METHOD			
035997/ PRI	United States of America	11/302841 14-Dec-2005	Pending
<i>Title:</i> CARTON TOP SEALER APPARATUS AND METHOD			
035999/ PRI	United States of America	11/304832 15-Dec-2005	Pending
<i>Title:</i> ENCLOSED CARTON MAGAZINE ASSEMBLY			
036000/ PRI	United States of America	11/302828 14-Dec-2005	Pending
<i>Title:</i> CONTAINER FILLING APPARATUS INCLUDING CLEANING SYSTEM			

## Granted Patents

**Division:EVG EVERGREEN**

<b>Case Number/Subcase Case Type</b>	<b>Country</b>	<b>Patent Number Issue Date</b>	<b>Status Expiration Date</b>
027653/ PRI	United States of America	6637749 28-Oct-2003	Granted 15-Oct-2021
<i>Title:</i> SEAL FOR CLEAN-IN-PLACE ENCLOSURE FOR A PACKAGING MACHINE (Formerly IP-6320)			
027654/ PRI	United States of America	6669614 30-Dec-2003	Granted 14-Nov-2021
<i>Title:</i> METHOD AND APPARATUS FOR CLOSING OPEN END OF CARTON BLANK (Formerly IP-6322)			
027654/1 DIV	United States of America	6837029 04-Jan-2005	Granted 15-Oct-2021
<i>Title:</i> METHOD AND APPARATUS FOR CLOSING OPEN END OF CARTON BLANK (Formerly IP-6322)			
027655/ PRI	United States of America	6609355 26-Aug-2003	Granted 15-Oct-2021
<i>Title:</i> CARTON STOP MECHANISM			
5001/ PRI	United States of America	5482204 09-Jan-1996	Granted 21-Mar-2014
<i>Title:</i> CARTON BOTTOM SEALER DIES			
5001/1 DIV	United States of America	5588943 31-Dec-1996	Granted 21-Mar-2014
<i>Title:</i> CARTON BOTTOM SEALER DIES			
5001/2 DIV	United States of America	5683339 04-Nov-1997	Granted 21-Mar-2014
<i>Title:</i> CARTON BOTTOM SEALER DIES			

## Beverage Packaging Patent Applications

Division: BEV BEVERAGE

Case Number/Subcase Case Type	Country	Application Number/Date	Status Publication Date
021788/1 ORD	United States of America	10/428147 01-May-2003	Published 08-Jan-2004
<i>Title:</i> BARRIER LAMINATE STRUCTURE FOR PACKAGING BEVERAGES (previously titled: NEW BARRIER MATERIAL FOR PACKAGING ALCOHOL)			
023153/ PRI	United States of America	10/391714 19-Mar-2003	Published 23-Sep-2004
<i>Title:</i> ADHESIVE TIE MATERIAL CONTAINING AN INORGANIC FILLER			
023694/ CIP	United States of America	10/647955 26-Aug-2003	Published 26-Feb-2004
<i>Title:</i> NON-FOIL BARRIER LAMINATES			
025764-01/11 CIP	United States of America	10/288841 06-Nov-2002	Published 25-Sep-2003
<i>Title:</i> NON-FOIL BARRIER LAMINATES (Formerly IP-6387)			
026463/ PRI	United States of America	10/804933 18-Mar-2004	Published 22-Sep-2005
<i>Title:</i> CONTAINER FITMENT HAVING ELLIPSOIDAL OPENING [original title: 1-PIECE EASY OPENING ELLIPTICAL SPOUT FOR IMPROVED]			
029303/ PRI	United States of America	10/848207 18-May-2004	Published 24-Nov-2005
<i>Title:</i> RUPTURABLE OPENING FOR SEALED CONTAINER			
029303-01/11 CIP	United States of America	10/892961 16-Jul-2004	Published 24-Nov-2005
<i>Title:</i> RUPTURABLE OPENING FOR SEALED CONTAINER			
033134/ PRI	United States of America	11/452141 13-Jun-2006	Pending
<i>Title:</i> BLANK AND GABLE TOP CARTON THEREOF			
035581/ PRI	United States of America	11/348794 07-Feb-2006	Pending
<i>Title:</i> BARRIER LAMINATE CONTAINING PARTIALLY AROMATIC NYLON MATERIALS, BLANK CONSTRUCTED FROM THE BARRIER LAMINATE, AND CONTAINER CONSTRUCTED FROM THE BARRIER LAMINATE			

## Beverage Packaging Granted Patents

Division: BEV BEVERAGE

Case Number/Subcase Case Type	Country	Patent Number Issue Date	Status Expiration Date
022264/ DES	United States of America	D475630 10-Jun-2003	Granted 10-Jun-2017
<i>Title:</i> PAPERBOARD BOTTLE (Design Patent)			
023152/ DES	United States of America	D513991 31-Jan-2006	Granted 31-Jan-2020
<i>Title:</i> HANDLED CONTAINER (Design Patent) (X-REF: 023475) (Formerly: PACKAGE WITH EXTENDED TOP PANEL AND HANDLE (DESIGN))			
023200/ DES	United States of America	D483272 09-Dec-2003	Granted 09-Dec-2017
<i>Title:</i> PAPERBOARD BOTTLE WITH ARCED HANDLE (Formerly: Bottle (Design Patent))			
023475/ PRJ	United States of America	6918533 19-Jul-2005	Granted 26-Jun-2023
<i>Title:</i> HANDLED CONTAINER (X-REF: 023152) (Formerly: PACKAGE WITH EXTENDED TOP PANEL AND HANDLE)			
023689/11 DES	United States of America	D503343 29-Mar-2005	Granted 10-Jun-2017
<i>Title:</i> PAPERBOARD BOTTLE			
025743/ PRJ	United States of America	5712006 27-Jan-1998	Granted 13-Sep-2015
<i>Title:</i> NON-FOIL POLYMER COATED CARTONS FOR PACKAGING FOOD AND NON-FOOD PRODUCTS			
025745/1 CON	United States of America	6110548 29-Aug-2000	Granted 22-Jan-2018
<i>Title:</i> EXTENDED LONG LIFE JUICE CARTON STRUCTURE AND METHOD OF			
025748/ ORD	United States of America	6534139 18-Mar-2003	Granted 12-Jul-2019
<i>Title:</i> POLYOLEFIN TIE MATERIAL FREE BARRIER CARTON WITH POLYETHYLENE TEREPHTHALATE PRODUCT CONTACT LAYER			

## Granted Patents

**Division: BEV BEVERAGE**

Case Number/Subcase Case Type	Country	Patent Number Issue Date	Status Expiration Date
025751/2 ORD	United States of America	6689314 10-Feb-2004	Granted 02-Aug-2021
<i>Title:</i> PROCESS FOR ACTIVATING OXYGEN SCAVENGER COMPONENTS DURING GABLE TOP CARTON FILLING PROCESS (Formerly IP-6062)			
025753/1 ORD	United States of America	6582808 24-Jun-2003	Granted 01-Aug-2021
<i>Title:</i> MULTILAYER PAPERBOARD PACKAGING STRUCTURE INCLUDING POLYOLEFIN POLYAMIDE BLEND LAYER (Formerly IP-6159)			
025754/ PRI	United States of America	6354467 12-Mar-2002	Granted 12-Feb-2021
<i>Title:</i> DEVICE FOR OPENING AND CLOSING A PACKAGE (Formerly IP-6202)			
025755/ PRI	United States of America	6579390 17-Jun-2003	Granted 09-May-2021
<i>Title:</i> CONTAINER PATCH AND METHOD OF FORMATION (Formerly IP-6232)			
030234/ PRI	United States of America	4789575 06-Dec-1988	Granted 29-May-2007
<i>Title:</i> NON-FOIL COMPOSITE STRUCTURES FOR PACKAGING JUICE (FORMERLY 4002A)			
030234/1 DIV	United States of America	4802943 07-Feb-1989	Granted 29-May-2007
<i>Title:</i> NON-FOIL COMPOSITE STRUCTURES FOR PACKAGING JUICE (FORMERLY 4002A)			
030234/3 REI	United States of America	RE33376 09-Oct-1990	Granted 29-May-2007
<i>Title:</i> NON-FOIL COMPOSITE STRUCTURES FOR PACKAGING JUICE (FORMERLY 4002A)			
030234/R1 REX	United States of America	90/003408 26-Mar-1996	Granted 29-May-2007
<i>Title:</i> NON-FOIL COMPOSITE STRUCTURES FOR PACKAGING JUICE (FORMERLY 4002A)			
035722/1 ORD	United States of America	6390342 21-May-2002	Granted 14-Jul-2019
<i>Title:</i> EASY OPENING SPOUT			
4023/ PRI	United States of America	4732275 22-Mar-1988	Granted 26-Jun-2007
<i>Title:</i> OPENABLE AND RECLOSABLE CARTON			
4026/ PRI	United States of America	4806399 21-Feb-1989	Granted 06-Oct-2004
<i>Title:</i> FLAVOR/AROMA POLYCARBONATE BARRIER LAMINATES FOR PAPERBOARD CARTONS AND A PROCESS OF FORMING SAID			

## Granted Patents

**Division: BEV BEVERAGE**

Case Number/Subcase Case Type	Country	Patent Number Issue Date	Status Expiration Date
4195/ PRI	United States of America	4940612 10-Jul-1990	Granted 09-May-2008
<i>Title:</i> OXYGEN IMPERMEABLE LEAK FREE CONTAINER			
4202/ PRI	United States of America	4888222 19-Dec-1989	Granted 09-May-2008
<i>Title:</i> OXYGEN IMPERMEABLE LEAK FREE CONTAINER II			
4203/ PRI	United States of America	4921733 01-May-1990	Granted 09-May-2008
<i>Title:</i> OXYGEN IMPERMEABLE LEAK FREE CONTAINER III			
4212/ PRI	United States of America	4880701 14-Nov-1989	Granted 09-May-2008
<i>Title:</i> OXYGEN IMPERMEABLE LEAK FREE CONTAINER V			
4221/ PRI	United States of America	5012959 07-May-1991	Granted 17-Nov-2008
<i>Title:</i> POUR SPOUT AND CARTON CONSTRUCTION			
4327/ PRI	United States of America	4981739 01-Jan-1991	Granted 22-May-2009
<i>Title:</i> OXYGEN IMPERMEABLE LEAK FREE CONTAINER			
4328/ PRI	United States of America	4929476 29-May-1990	Granted 22-May-2009
<i>Title:</i> OXYGEN IMPERMEABLE LEAK FREE CONTAINER			
4329/ PRI	United States of America	4983431 08-Jan-1991	Granted 22-May-2009
<i>Title:</i> OXYGEN IMPERMEABLE LEAK FREE CONTAINER			
4489/ PRI	United States of America	5060804 29-Oct-1991	Granted 25-Mar-2011
<i>Title:</i> MULTI PAK WRAP FOR GABLE TOP PACKAGES			
4510/ PRI	United States of America	5152438 06-Oct-1992	Granted 12-Jul-2010
<i>Title:</i> POUR SPOUT SEALING METHODOLOGY			
4561/ PRI	United States of America	5156295 20-Oct-1992	Granted 28-Jan-2011
<i>Title:</i> BAG LINED CARTON WITH POUR SPOUT			



## Granted Patents

**Division: BEV BEVERAGE**

<b>Case Number/Subcase Case Type</b>	<b>Country</b>	<b>Patent Number Issue Date</b>	<b>Status Expiration Date</b>
4646/ PRI	United States of America	5181444 26-Jan-1993	Granted 23-Sep-2011
<i>Title:</i> MULTIPLE BARB PICK			
4680/ PRI	United States of America	5110040 05-May-1992	Granted 30-Apr-2011
<i>Title:</i> POUR SPOUT CONSTRUCTION AND METHOD			
4766/ PRI	United States of America	5178263 12-Jan-1993	Granted 27-Nov-2011
<i>Title:</i> QUICK INSTALLATION PLASTIC CONVEYOR			
5121/1 DIV	United States of America	5810243 23-Sep-1998	Granted 23-Sep-2015
<i>Title:</i> SEALING RAW EDGE OF PAPERBOARD CARTONS COATED WITH POLAR POLYMER MATERIALS			
5223/ PRI	United States of America	5711475 27-Jan-1998	Granted 25-Jan-2016
<i>Title:</i> CONTAINER FIXANT APPLICATOR AND METHOD FOR PRODUCTION AND APPLICATION THEREFOR 7/94			
5223/1 DIV	United States of America	5916080 29-Jun-1999	Granted 25-Jan-2016
<i>Title:</i> CONTAINER FIXANT APPLICATOR AND METHOD FOR PRODUCTION AND APPLICATION THEREFOR 7/94			
5273/ PRI	United States of America	5693373 02-Dec-1997	Granted 26-Jul-2016
<i>Title:</i> HEAT-SEALS ABILITY OF POLYOLEFINS			
5406/ PRI	United States of America	6358576 19-Mar-2002	Granted 12-Feb-2018
<i>Title:</i> CLAY-FILLED POLYMER BARRIER MATERIALS FOR FOOD PACKAGING			
5725/ PRI	United States of America	5975158 02-Nov-1999	Granted 10-Aug-2018
<i>Title:</i> METHOD FOR PREVENTING BULGE OF LIQUID PACKAGING			
5775/ PRI	United States of America	6169044 02-Jan-2001	Granted 28-Apr-2019
<i>Title:</i> CONTAINER FOR THE SELECTIVE SCAVENGING OF CITRUS JUICE COMPONENTS			
5013/ PRI	United States of America	5960992 05-Oct-1999	Granted 03-Oct-2015
<i>Title:</i> ASEPTIC BRICK PACKAGE SPOUT			